

[Roll No. 443]

YEAS—362

Abercrombie Ehlers LaTourette
Ackerman Emanuel Leach
Aderholt Emerson Lee
Akin Engel Levin
Alexander English (PA) Lewis (CA)
Allen Eshoo Lewis (GA)
Baca Etheridge Lewis (KY)
Baird Evans Linder
Baker Everett Lipinski
Baldwin Fattah LoBiondo
Barrett (SC) Feeney Lowey
Barrow Ferguson Lynch
Bartlett (MD) Fitzpatrick (PA) Mack
Barton (TX) Flake Manzullo
Bass Foley Marchant
Bean Forbes Markey
Beauprez Ford Marshall
Berkley Fortenberry Matheson
Berman Fossella Matsui
Biggart Foxx McCarthy
Billray Frank (MA) McCaul (TX)
Bilirakis Franks (AZ) McCotter
Bishop (GA) Frelinghuysen McCrery
Bishop (NY) Gallegly McGovern
Bishop (UT) Garrett (NJ) McHenry
Blackburn Gerlach McIntyre
Blunt Gibbons McKeon
Boehlert Gillmor McMorris
Boehner Gingrey Rodgers
Bonilla Gohmert McNulty
Bonner Gonzalez Meehan
Bono Goode Meek (FL)
Boozman Goodlatte Meeks (NY)
Boren Gordon Melancon
Boswell Granger Mica
Boucher Graves Michaud
Boustany Green, Al Millender-
Boyd Green, Gene McDonald
Bradley (NH) Grijalva Miller (FL)
Brady (PA) Gutierrez Miller (MI)
Brady (TX) Hall Miller (NC)
Brown (OH) Harman Miller, Gary
Brown (SC) Harris Miller, George
Brown, Corrine Hart Moore (KS)
Burgess Hastings (WA) Moran (KS)
Burton (IN) Hayes Moran (VA)
Butterfield Hayworth Musgrave
Buyer Hefley Myrick
Calvert Herseht Nadler
Camp (MI) Higgins Napolitano
Cannon Hinchey Neal (MA)
Cantor Hinojosa Neugebauer
Capito Hobson Northup
Capps Hoekstra Norwood
Capuano Hooley Nunes
Cardin Hostettler Nussle
Carnahan Hoyer Oliver
Carson Hulshof Ortiz
Carter Hunter Osborne
Castle Inglis (SC) Otter
Chandler Inslee Owens
Chocola Israel Oxley
Clay Issa Pallone
Clyburn Istook Pascrell
Coble Jackson (IL) Pastor
Cole (OK) Jackson-Lee Paul
Conaway (TX) Pearce
Conyers Jefferson Pelosi
Cooper Jenkins Pence
Costa Jindal Peterson (MN)
Costello Johnson (CT) Pickering
Cramer Johnson (IL) Pitts
Crenshaw Johnson, E. B. Platts
Crowley Jones (NC) Pombo
Cubin Jones (OH) Pomeroy
Cuellar Kaptur Porter
Cummings Kelly Price (GA)
Davis (AL) Kennedy (MN) Price (NC)
Davis (TN) Kennedy (RI) Pryce (OH)
Davis, Jo Ann Kildee Putnam
Davis, Tom Kilpatrick (MI) Radanovich
Deal (GA) Kind Ramstad
DeFazio King (IA) Rangel
Delahunt King (NY) Regula
DeLauro Kingston Rehberg
Dent Kirk Reichert
Diaz-Balart, L. Kline Renzi
Diaz-Balart, M. Knollenberg Reynolds
Dicks Kolbe Rogers (AL)
Dingell Kucinich Rogers (MI)
Doolittle Kuhl (NY) Rohrabacher
Doyle Langevin Ros-Lehtinen
Drake Lantos Rothman
Dreier Larsen (WA) Roybal-Allard
Duncan Larson (CT) Royce
Edwards Latham Ruppersberger

Ryan (OH) Snyder
Ryan (WI) Sodrel
Ryun (KS) Solis
Salazar Souder
Sanchez, Linda Spratt
T. Stearns
Sanchez, Loretta Stupak
Sanders Sullivan
Schiff Sweeney
Schmidt Tancredo
Schwartz (PA) Tanner
Schwarz (MI) Tauscher
Scott (GA) Taylor (NC)
Sensenbrenner Terry
Sessions Thomas
Shadegg Thompson (CA)
Shaw Thompson (MS)
Shays Thornberry
Sherman Tiahrt
Shuster Tiberi
Simmons Tierney
Simpson Towns
Skelton Turner
Slaughter Udall (CO)
Smith (NJ) Udall (NM)
Smith (TX) Upton
Smith (WA) Van Hollen

NAYS—57

Andrews Herger
Bachus Holden
Berry Holt
Blumenauer Honda
Brown-Waite, Hyde
Ginny Kanjorski
Campbell (CA) LaHood
Cardoza Lofgren, Zoe
Chabot Lucas
Davis (CA) Lungren, Daniel
Davis (IL) E.
Davis (KY) McCollum (MN)
DeGette McDermott
Doggett McHugh
Farr McKinney
Filner Mollohan
Green (WI) Moore (WI)
Gutknecht Murtha
Hastings (FL) Oberstar
Hensarling Obey

NOT VOTING—13

Becerra Gilchrest Ney
Case Johnson, Sam Stark
Cleaver Keller Strickland
Culberson Maloney
Davis (FL) Murphy

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised there are 2 minutes remaining in this vote.

□ 1334

Mr. FARR and Mr. REYES changed their vote from “yea” to “nay.”

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. MURPHY. Mr. Speaker, on rollcall No. 443, had I been present, I would have voted “yes.”

PERSONAL EXPLANATION

Mrs. MALONEY. Mr. Speaker, on September 14, 2006, I was unavoidably detained and missed rollcall votes 442 and 443. Rollcall vote 442 as on the Scott Amendment to H.R. 2965, “The Federal Prison Industries Competition in Contracting Act.” Rollcall vote 443 was on final passage of H.R. 2965, “The Federal Prison Industries Competition in Contracting Act.”

As a lead sponsor of H.R. 2965, had I been present I would have voted “nay” on rollcall vote 442 and “aye” on rollcall vote 443.

SECURE FENCE ACT OF 2006

The SPEAKER pro tempore. The pending business is the vote on ordering the previous question on House Resolution 1002, on which the yeas and nays are ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on ordering the previous question.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 224, nays 190, not voting 18, as follows:

[Roll No. 444]

YEAS—224

Aderholt Gilchrest Nussle
Akin Gillmor Osborne
Alexander Gingrey Otter
Bachus Gohmert Oxley
Baker Goode Paul
Barrett (SC) Goodlatte Pearce
Barrow Granger Pence
Bartlett (MD) Graves Peterson (MN)
Barton (TX) Green (WI) Peterson (PA)
Bass Gutknecht Petri
Beauprez Hall Pitts
Biggart Harris Platts
Billray Hart Poe
Bilirakis Hastings (WA) Pombo
Bishop (UT) Hayes Porter
Blackburn Hayworth Price (GA)
Blunt Hefley Pryce (OH)
Boehlert Hensarling Putnam
Boehner Herger Radanovich
Bonilla Hobson Ramstad
Bonner Hoekstra Regula
Bono Hostettler Rehberg
Boozman Hulshof Reichert
Boustany Hunter Renzi
Bradley (NH) Hyde Reynolds
Brady (TX) Inglis (SC) Rogers (AL)
Brown (SC) Issa Rogers (KY)
Brown-Waite, Istook Rogers (MI)
Ginny Jenkins Rohrabacher
Burgess Jindal Ros-Lehtinen
Burton (IN) Johnson (CT) Royce
Buyer Johnson (IL) Ryan (OH)
Calvert Jones (NC) Ryan (WI)
Camp (MI) Kelly Ryan (KS)
Campbell (CA) Kennedy (MN) Saxton
Cannon King (IA) Schmidt
Cantor King (NY) Schwarz (MI)
Capito Kingston Sensenbrenner
Carter Kirk Sessions
Castle Kline Shadegg
Chabot Knollenberg Shaw
Chocola Kolbe Sherwood
Coble Kuhl (NY) Shimkus
Cole (OK) LaHood Shimkus
Conaway Latham Shuster
Crenshaw LaTourette Simmons
Cubin Leach Simpson
Davis (KY) Lewis (CA) Smith (NJ)
Davis, Jo Ann Lewis (KY) Smith (TX)
Davis, Tom Linder Sodrel
Deal (GA) LoBiondo Souder
DeFazio Lucas Stearns
Dent Lungren, Daniel Sullivan
Diaz-Balart, L. E. Sweeney
Doolittle Mack Tancredo
Drake Manzullo Taylor (NC)
Dreier Marchant Terry
Duncan McCaul (TX) Thomas
Ehlers McCotter Thornberry
Emerson McCrery Tiahrt
English (PA) McHenry Tiberi
Everett McHugh Turner
Feeney McKeon Upton
Ferguson McGovern Walden (OR)
Fitzpatrick (PA) Rodgers Walsh
Flake Mica Wamp
Foley Miller (FL) Weldon (PA)
Fortenberry Miller (MI) Weller
Fossella Miller, Gary Westmoreland
Foxx Moran (KS) Whitfield
Franks (AZ) Musgrave Wicker
Frelinghuysen Myrick Wilson (NM)
Gallegly Neugebauer Wilson (SC)
Garrett (NJ) Northup Wolf
Gerlach Norwood Young (AK)
Gibbons Nunes Young (FL)

NAYS—190

Abercrombie	Grijalva	Neal (MA)
Ackerman	Gutierrez	Obestar
Allen	Harman	Obey
Andrews	Hastings (FL)	Olver
Baca	Herseht	Ortiz
Baird	Higgins	Owens
Baldwin	Hinchey	Pallone
Bean	Hinojosa	Pascrell
Berkley	Holden	Pastor
Berman	Holt	Payne
Berry	Honda	Pelosi
Bishop (GA)	Hooley	Pomeroy
Bishop (NY)	Hoyer	Price (NC)
Blumenauer	Inslee	Rahall
Boren	Israel	Reyes
Boswell	Jackson (IL)	Ross
Boucher	Jackson-Lee	Rothman
Boyd	(TX)	Roybal-Allard
Brady (PA)	Jefferson	Ruppersberger
Brown (OH)	Johnson, E. B.	Rush
Brown, Corrine	Jones (OH)	Sabo
Butterfield	Kanjorski	Salazar
Capps	Kaptur	Sánchez, Linda
Capuano	Kennedy (RI)	T.
Cardin	Kildee	Sanchez, Loretta
Cardoza	Kilpatrick (MI)	Sanders
Carnahan	Kind	Schakowsky
Carson	Kucinich	Schiff
Chandler	Langevin	Schwartz (PA)
Clay	Lantos	Scott (GA)
Clyburn	Larsen (WA)	Scott (VA)
Conyers	Larson (CT)	Serrano
Cooper	Lee	Shays
Costa	Levin	Sherman
Costello	Lewis (GA)	Skelton
Cramer	Lipinski	Slaughter
Crowley	Lofgren, Zoe	Smith (WA)
Cuellar	Lowey	Snyder
Cummings	Lynch	Solis
Davis (AL)	Markey	Spratt
Davis (CA)	Matheson	Stupak
Davis (IL)	Matsui	Tanner
Davis (TN)	McCarthy	Tauscher
DeGette	McCollum (MN)	Taylor (MS)
Delahunt	McDermott	Thompson (CA)
DeLauro	McGovern	Thompson (MS)
Dicks	McIntyre	Tierney
Dingell	McKinney	Towns
Doggett	McNulty	Udall (CO)
Doyle	Meehan	Udall (NM)
Edwards	Meek (FL)	Van Hollen
Emanuel	Meeks (NY)	Velázquez
Engel	Melancon	Visclosky
Eshoo	Michaud	Wasserman
Etheridge	Millender-	Schultz
Evans	McDonald	Waters
Farr	Miller (NC)	Watson
Fattah	Miller, George	Watt
Filner	Mollohan	Waxman
Ford	Moore (KS)	Weiner
Frank (MA)	Moore (WI)	Wexler
Gonzalez	Moran (VA)	Woolsey
Gordon	Murtha	Wu
Green, Al	Nadler	Wynn
Green, Gene	Napolitano	

NOT VOTING—18

Becerra	Forbes	Ney
Case	Johnson, Sam	Pickering
Cleaver	Keller	Rangel
Culberson	Maloney	Stark
Davis (FL)	Marshall	Strickland
Diaz-Balart, M.	Murphy	Weldon (FL)

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised there are 2 minutes remaining in this vote.

□ 1342

So the previous question was ordered.

The result of the vote was announced as above recorded.

Stated for:

Mr. PICKERING. Mr. Speaker, on rollcall No. 444 I was unavoidably detained. Had I been present, I would have voted "yea."

Mr. MURPHY. Mr. Speaker, on rollcall No. 444, had I been present, I would have voted "yes."

PERSONAL EXPLANATION

Mr. BECERRA. Mr. Speaker, on Thursday, September 14, 2006, I was unable to cast my floor vote on rollcall Nos. 443 and 444. The votes I missed included final passage of H.R. 2965, the Federal Prison Industries Competition in Contracting Act and a vote on ordering the previous question for providing for the consideration of H.R. 6061, the Secure Fence Act of 2006.

Had I been present for the votes, I would have voted "aye" on rollcall vote 443 and "no" on rollcall vote 444.

The SPEAKER pro tempore. The question is on the resolution.

The resolution was agreed to.

A motion to reconsider was laid on the table.

Mr. KING of New York. Mr. Speaker, pursuant to House Resolution 1002, I call up the bill (H.R. 6061) to establish operational control over the international land and maritime borders of the United States, and ask for its immediate consideration.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Pursuant to House Resolution 1002, the amendment printed in House Report 109-653 is adopted and the bill, as amended, is considered read.

The text of the bill, as amended, is as follows:

H.R. 6061

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Secure Fence Act of 2006".

SEC. 2. ACHIEVING OPERATIONAL CONTROL ON THE BORDER.

(a) IN GENERAL.—Not later than 18 months after the date of the enactment of this Act, the Secretary of Homeland Security shall take all actions the Secretary determines necessary and appropriate to achieve and maintain operational control over the entire international land and maritime borders of the United States, to include the following—

(1) systematic surveillance of the international land and maritime borders of the United States through more effective use of personnel and technology, such as unmanned aerial vehicles, ground-based sensors, satellites, radar coverage, and cameras; and

(2) physical infrastructure enhancements to prevent unlawful entry by aliens into the United States and facilitate access to the international land and maritime borders by United States Customs and Border Protection, such as additional checkpoints, all weather access roads, and vehicle barriers.

(b) OPERATIONAL CONTROL DEFINED.—In this section, the term "operational control" means the prevention of all unlawful entries into the United States, including entries by terrorists, other unlawful aliens, instruments of terrorism, narcotics, and other contraband.

(c) REPORT.—Not later than one year after the date of the enactment of this Act and annually thereafter, the Secretary shall submit to Congress a report on the progress made toward achieving and maintaining operational control over the entire international land and maritime borders of the United States in accordance with this section.

SEC. 3. CONSTRUCTION OF FENCING AND SECURITY IMPROVEMENTS IN BORDER AREA FROM PACIFIC OCEAN TO GULF OF MEXICO.

Section 102(b) of the Illegal Immigration Reform and Immigrant Responsibility Act of

1996 (Public Law 104-208; 8 U.S.C. 1103 note) is amended—

(1) in the subsection heading by striking "NEAR SAN DIEGO, CALIFORNIA"; and

(2) by amending paragraph (1) to read as follows:

"(1) SECURITY FEATURES.—

"(A) REINFORCED FENCING.—In carrying out subsection (a), the Secretary of Homeland Security shall provide for least 2 layers of reinforced fencing, the installation of additional physical barriers, roads, lighting, cameras, and sensors—

"(i) extending from 10 miles west of the Tecate, California, port of entry to 10 miles east of the Tecate, California, port of entry;

"(ii) extending from 10 miles west of the Calexico, California, port of entry to 5 miles east of the Douglas, Arizona, port of entry;

"(iii) extending from 5 miles west of the Columbus, New Mexico, port of entry to 10 miles east of El Paso, Texas;

"(iv) extending from 5 miles northwest of the Del Rio, Texas, port of entry to 5 miles southeast of the Eagle Pass, Texas, port of entry; and

"(v) extending 15 miles northwest of the Laredo, Texas, port of entry to the Brownsville, Texas, port of entry.

"(B) PRIORITY AREAS.—With respect to the border described—

"(i) in subparagraph (A)(ii), the Secretary shall ensure that an interlocking surveillance camera system is installed along such area by May 30, 2007, and that fence construction is completed by May 30, 2008; and

"(ii) in subparagraph (A)(v), the Secretary shall ensure that fence construction from 15 miles northwest of the Laredo, Texas, port of entry to 15 southeast of the Laredo, Texas, port of entry is completed by December 31, 2008.

"(C) EXCEPTION.—If the topography of a specific area has an elevation grade that exceeds 10 percent, the Secretary may use other means to secure such area, including the use of surveillance and barrier tools."

SEC. 4. NORTHERN BORDER STUDY.

(a) IN GENERAL.—The Secretary of Homeland Security shall conduct a study on the feasibility of a state-of-the-art barrier system along the northern international land and maritime border of the United States and shall include in the study—

(1) the necessity of constructing such a system;

(2) the feasibility of constructing such a system; and

(3) the economic impact implementing such a system will have along the northern border.

(b) REPORT.—Not later than one year after the date of the enactment of this Act, the Secretary of Homeland Security shall submit to the Committee on Homeland Security of the House of Representatives and the Committee on Homeland Security and Governmental Affairs of the Senate a report that contains the results of the study conducted under subsection (a).

SEC. 5. EVALUATION AND REPORT RELATING TO CUSTOMS AUTHORITY TO STOP CERTAIN FLEEING VEHICLES.

(a) EVALUATION.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Homeland Security shall—

(1) evaluate the authority of personnel of United States Customs and Border Protection to stop vehicles that enter the United States illegally and refuse to stop when ordered to do so by such personnel, compare such Customs authority with the authority of the Coast Guard to stop vessels under section 637 of title 14, United States Code, and make an assessment as to whether such Customs authority should be expanded;